8-17-04



674502-2000.2 PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s)

SADZIENE ET AL.

Serial No.

09/973,406

For

METHODS AND COMPOSITIONS INCLUDING A

13 kD B. BURGDORFERI PROTEIN

Filed

October 9, 2001

Examiner

R. Swartz

Art Unit

1645

745 Fifth Avenue New York, New York 10151

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### COMMUNICATION FORWARDING DRAWINGS

Mail Stop Issue Fee Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This paper is being filed in response to the Notice of Drawing Inconsistency With Specification mailed August 4, 2004, and setting a one-month time period for response. As this paper is being filed prior to the end of the term for reply, it is believed that no fees are required

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by entry of this paper, however, the Commissioner is hereby authorized to charge any necessary fee, or to credit any overpayment in fees, to Deposit Account 50-0320.

Acceptance of the enclosed formal drawings is respectfully requested. These drawings were published in U.S. Patent No. 6,300,911, the parent of the present application, and these drawings specifically identify each panel by letter where appropriate, as the labels on the drawings filed December 28, 2001 were obscured.

Accordingly, it is respectfully submitted that acceptance of the drawings enclosed herein overcomes the inconsistency stated in the Notice. Consequently, reconsideration and withdrawal of the Notice of Drawing Inconsistency With Specification is respectfully requested.

Respectfully submitted, FROMMER LAWRENCE & HAUG LLP

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FIRST NAMED INVENTOR ATTORNEY DOCKET NO. CONFIRMATION NO. APPLICATION NO. FILING DATE 10/09/2001 674502-2000.2 7179 09/973,406 **EXAMINER** FROMMER LAWRENCE & HAU SWARTZ, RODNEY P 745 FIFTH AVENUE- 10TH FL. PAPER NUMBER **ART UNIT** NEW YORK, NY 10151 1645 DATE MAILED: 08/04/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

FROMMER. LAWRENCE



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

TICE OF DRAWING INCONSISTENCY WITH SPECIFICATION

The drawings filed 12 2 61 have been received. However, an inconsistency exists between the drawings and the Brief Description of the Drawings in the specification.

|A+1B, 3A+3B, 5A-5E|
Figures 4A-4D are listed in the Brief Description of the Drawings in the specification but not contained in the Drawings.

Figures are contained in the Drawings but not listed in the Brief Description of the Drawings in the specification.

Applicant is required to correct the above-noted inconsistency within a time period of ONE MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this Notice, or within the time remaining in the time period set forth in the Notice of Allowability (Form PTOL-37) to file corrected drawings, whichever is longer. NO EXTENSION OF THIS TIME PERIOD MAY BE GRANTED UNDER EITHER 37 CFR 1.136 (a) OR (b)

Failure to correct the above noted inconsistency will result in abandonment of the application.

The file will be held in the Publishing Division to await the correction of the inconsistency.

# Return Corrected Drawings/Specification to:

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Alexandria, VA 22313-1450

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